

# **Town Board Minutes**

## **Meeting No. 22**

### **Special Meeting**

**June 16, 2003**

# Town Board Minutes

June 16, 2003

Meeting No. 22

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 16<sup>th</sup> day of June 2003, at 6:30 PM and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR  
JOHN GOBER, PLANNING BOARD MEMBER  
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER  
MICHAEL MYSZKA, PLANNING BOARD MEMBER  
MELVIN SZYMANSKI, PLANNING BOARD MEMBER  
STANLEY KEYSA, PLANNING BOARD CHAIRMAN

**ABSENT:** RICHARD ZARBO, COUNCIL MEMBER  
REBECCA ANDERSON, PLANNING BOARD MEMBER  
STEVEN SOCHA, PLANNING BOARD MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
ROBERT LABENSKI, TOWN ENGINEER

## **PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for one (1) action.

At the request of the Municipal Review Committee, the resolution to accept the Final Generic Environmental Impact Statement (FGEIS), as prepared by Clough, Harbour & Associates LLP, was withdrawn for further study.

**ADJOURNMENT:**

ON MOTION OF PLANNING BOARD MEMBER SZYMANSKI AND  
SECONDED BY PLANNING BOARD MEMBER KORZENIEWSKI FOR  
ADJOURNMENT OF THE MEETING, by voice vote, which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The meeting was adjourned at 6:58 P.M.

Signed



Johanna M. Coleman, Town Clerk

# **Town Board Minutes**

## **Meeting No. 23**

### **Regular Meeting**

**June 16, 2003**

## ***Town Board Minutes***

June 16, 2003

Meeting No. 23

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 16<sup>th</sup> day of June at 8:00 P.M. and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** RICHARD ZARBO, COUNCIL MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
ROBERT LABENSKI, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR  
GARY STOLDT, CHIEF OF POLICE  
CHRISTINE FUSCO, ASSESSOR  
TERRENCE McCracken, GENERAL CREW CHIEF  
RICHARD REESE JR., HIGHWAY SUPERINTENDENT  
MARY ANN PERRELLO, DEPUTY TOWN CLERK

The meeting began with a short presentation of the 2002 Financial Statement of the Town of Lancaster by the Town's auditor, Mr. Arthur Traver, Fox & company LLP.

### **PERSONS ADDRESSING TOWN BOARD:**

**Kelly, Suzanne**, 89 Church Street, spoke to the Town Board on the following matter:

- Wanted to know when the Wal-Mart will be constructed.

**Howell, Gary**, 48 Park Blvd, spoke to the Town Board on the following matter:

- Questioned if all refuse is hauled to Niagara Falls, New York for incineration.
- Questions about the North/South corridor's inclusion in the Comprehensive Master Plan.

**Mazurowski, John**, 11 Stephens Court, spoke to the Town Board on the following matter:

- Made allegations about a certain individual.

**Symer, Donald**, 610 Columbia Avenue, spoke to the Town Board on the following matters:

- Inquired if the Town of Lancaster is bidding with the Town of Alden for the refuse collection contract.
- Expressed concerns that the residents are not allowed to speak at Planning Board meetings and that the Planning Board does not utilize the microphones.

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the minutes of the Joint Meeting of the Planning Board and  
the Town Board held June 2, 2003 and the Regular Meeting of the Town Board held June 2,  
2003 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION. SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 867 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated June 10, 2003, has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 867 Ransom Road, Lancaster, New York for the period June 16, 2003 to December 31, 2003 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: rsalvage yard license



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the following individuals be and hereby are appointed  
members of the Town of Lancaster Youth Board for the period June 1, 2003 to May 31, 2005:

Claire Schlum, Chairman  
Keith Benkleman, Co-Chairman  
Patricia Blackett  
Jill Cadby  
Henry Even  
Michael Furlani  
Suzanne Jacobs  
Joseph Maciejewski  
Anthony Marrano  
Kate Mason  
Rev. David Meade  
Patrick O'Brien  
John Parker  
Daniel Paveljack  
Jill Santoro  
Mark Skowron  
Matthew Wagner  
Shirley Zuppelli

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: RPERS.BD (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated June 10, 2003, has recommended appointments for the Youth Bureau's 2003 Exam Preparation and Summer Programs.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals be and are hereby appointed to positions in the Youth Bureau's 2003 Exam Preparation and Summer Programs of the Town of Lancaster effective June 16, 2003 at the following rates:

<u>Name</u>	<u>Position</u>	<u>Rate</u>
Joseph Peterson 6 North Transithill Apt. #5 Depew, New York	Tutor	\$15.00 hr.
Amy Boy 172 Nathan's Trail Lancaster, New York	Tutor	\$15.00 hr.
Frank DiLeo 264 Linden Avenue Buffalo, New York	Tutor	\$15.00 hr.
Kimberly Ann Rawe 163 Eisman Avenue Kenmore, New York	Tutor (new)	\$15.00 hr.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: Rpers.seasonal (P2-3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Supervisor of the Town of Lancaster has recommended to the Town Board the appointment of Wayne Robinson to the position of Assistant Bingo Inspector, part time.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Wayne Robinson, 40 Banner Avenue, Lancaster, New York 14086, be and is hereby appointed to the position of Assistant Bingo Inspector, part time, of the Town of Lancaster at a salary as set forth in the Schedule of Salaries of the Town of Lancaster for said position, effective June 17, 2003.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

file: Rpers Bingo Inspector

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS, Valerie Jurek, 6131 Broadway, Lancaster, New York, has submitted a Site Plan prepared by Parco Building Systems Inc. dated February 13, 2003 and received June 4, 2003 for the construction of a 1200 sq. ft. Parco Building on vacant land for the purpose of selling seasonal fruits and vegetables and an ice cream parlor located at 6148 Broadway, Lancaster, New York, in the Town of Lancaster, and**

**WHEREAS, at its meeting June 4, 2003 the Planning Board has reviewed the plan and has recommended approval of this project, and**

**WHEREAS, a SEQR Review of this project was held June 5, 2000 and a negative declaration was issued at that time.**

**NOW, THEREFORE, BE IT**

**RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by Valerie Jurek and prepared by Parco Building Systems Inc. dated February 13, 2003 and received June 4, 2003 for the construction of a 1200 sq. ft. Parco building on vacant land for the purpose of selling seasonal fruits and vegetables and an ice cream parlor located at 6148 Broadway, Lancaster, New York, in the Town of Lancaster contingent on the following:**

- 1) Landscaping plans to be provided to and approved by the General Crew Chief of the Department of Parks and Recreation Terrence McCracken.**
- 2) Lighting plans to be provided to the Building Inspector for approval.**
- 3) If a dumpster is needed, it must be placed on a hard surface and screened.**

**The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:**

<b>COUNCIL MEMBER MONTOUR</b>	<b>VOTED YES</b>
<b>COUNCIL MEMBER RUFFINO</b>	<b>VOTED YES</b>
<b>COUNCIL MEMBER STEMPIAK</b>	<b>VOTED YES</b>
<b>COUNCIL MEMBER ZARBO</b>	<b>WAS ABSENT</b>
<b>SUPERVISOR GIZA</b>	<b>VOTED YES</b>

**June 16, 2003**

**File: rsvaleriejurek603**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town Board has previously duly advertised for bids for one (1)  
16" Cold Planer for use by the Highway Department, and

**WHEREAS**, bids were received, opened and reviewed on June 4, 2003, and

**WHEREAS**, the Highway Superintendent by letter dated June 9, 2003, has  
recommended award of the bid to MONROE TRACTOR AND IMPLEMENTS COMPANY,  
INC., being the lowest responsible bidder in the amount of \$10,780.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby awards the  
Bid for One (1) 16" Cold Planer for use by the Highway Department, to MONROE TRACTOR  
AND IMPLEMENTS COMPANY, INC., 5035 Genesee Street, Buffalo, New York 14225 in  
the amount of \$10,780 being the lowest responsible bidder in conformance with the  
specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: rhighwaycoldplaner603

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA. WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
RUFFINO. TO WIT:

WHEREAS, MGR Constructors, Inc., PO Box 61, Bowmansville, New York ,  
Contractor for the roof reconstruction and mechanical revisions at Keysa Park Pool House located at  
Vandenburg Avenue and Brady Avenue in the Town of Lancaster, has submitted Change Order No. 1  
in the amount of \$1,780 to the Town Board for their approval, and,

WHEREAS, the General Crew Chief, by letter dated June 11, 2003, has  
recommended such change order.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves  
Change Order No. 1 to MGR Constructors, Inc. according to the following description of changes to  
the contract:

**DESCRIPTION OF CHANGE ORDER:**

1. Hot water tank: Remove existing flue piping, replace new piping & extend the new  
roof line.
2. Existing ceiling hung furnace in center of building, remove & replace pipe flue  
through new roof line.
3. Existing unit heaters in mens & womens locker rooms extend new flue piping from  
front roof line to backside.
4. Furnish additional exhaust ductwork from shower (mens & womens) to new exhaust  
fans.
5. Addition exhaust fan capacity (382 CFM units) increased & low profile exhaust  
hoods install on pool side of roof line (model RE 8x6 fan tech).
6. Extend existing 2" PVC pipe vents through new roof line.
7. Provide the necessary electrical power wiring fans to switch in toilet rooms.

**CHANGE ORDER NO. 1:**

The original Contract sum was .....	\$45,400.00
Net change by previously authorized Change Orders .....	.00
The Contract Sum prior to this Change Order was .....	\$45,400.00
The Contract Sum will be increased by this Change Order in the amount of .....	1,780.00
The new Contract Sum increased including this Change Order will be .....	\$47,180.00

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor be and is hereby authorized to execute this change  
order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS, WINDSOR RIDGE PARTNERS , LLC, 501 John James  
Audubon Parkway, West Amherst, New York has heretofore applied for approval of  
WINDSOR RIDGE SUBDIVISION PHASE V, and**

**WHEREAS, the Planning Board and Town Engineer have given their approval to  
the filing of this subdivision;**

**NOW, THEREFORE, BE IT  
RESOLVED, as follows:**

1. That the Town Board of the Town of Lancaster hereby approves the  
WINDSOR RIDGE SUBDIVISION PHASE V, as filed by Windsor Ridge  
Partners , I.LC.
2. That the Town Clerk of the Town of Lancaster be and is hereby directed to  
properly endorse the approval of the Town Board of the Town of  
Lancaster on the linen copy thereof.

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
COUNCIL MEMBER GIZA	VOTED YES

June 16, 2003

File: rwindsorridgephase5603

**PREFILED RESOLUTION NO. 10 - MEETING OF 6/16/03**

Stempniak/ \_\_\_\_\_ Adopt Final Generic Environmental Impact Statement (FGEIS) Re:  
Comprehensive Master Plan As Complete For Public Review

At the request of Council Member Stempniak, this resolution was withdrawn  
for further study.



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has given due consideration in causing an invitation to bid the municipal solid waste collection and haul for the Town of Lancaster, and

**WHEREAS**, the Town of Lancaster is inviting bids for the collection of refuse and the hauling to a designated disposal or recycling facility.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that bids be received by the Town Clerk of the Town of Lancaster at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York up to 3:00 P.M. Local Time on the 2nd day of July, 2003, and

**BE IT FURTHER RESOLVED**, that the bids will be opened and read aloud in the Lancaster Town Hall at 3:00 P.M. Local Time on the 2nd day of July, 2003, and

**BE IT FURTHER RESOLVED**, that the Town Clerk of the Town of Lancaster shall publish a Notice to Bidders in substantially the form attached hereto and made a part hereof in the Lancaster Bee, the official newspaper of the Town of Lancaster.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
COUNCIL MEMBER GIZA	VOTED YES

June 16, 2003

**LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS**

**COLLECTION AND HAULING OF ALL COMPONENTS OF THE SOLID WASTE  
STREAM, INCLUDING RECYCLABLES.**

Please take notice that sealed bids will be received on July 2, 2003, on or before 3:00 P.M., Local Time, at the Office of the Town Clerk of the Town of Lancaster, on behalf of the Town of Lancaster, pursuant to specifications which are on file in the Town Clerk's Office of the Town of Lancaster, Town Hall, 21 Central Avenue, Lancaster, New York. The bids will be open and read aloud by the Town Clerk at 3:00 P.M. in the office of the Town Clerk, Town of Lancaster.

Bid Specifications and Bid Sheets may obtained or examined at the office of the Town Clerk of the Town of Lancaster between the hours of 9:00 A.M. and 4:30 P.M. from June 17, 2003 to July 2, 2003, except Saturdays, Sundays and Holidays.

In order to give bidders the opportunity to gain economies of scale and better utilize equipment and labor, which may allow a lower cost to the Town, the Town is inviting bids for collection and hauling to the designated disposal or recycling facilities as follows:

- Mixed municipal solid waste (mixed waste) to the American Ref-Fuel Corp. (formerly Occidental) Energy-From-Waste Facility in Niagara Falls, New York, under the existing disposal contract with the Town, or to another site as may be designated by the Town within forty (40) miles of the Town of Lancaster.
- Bulky waste and trash, tires and yard waste to (1) American Ref-Fuel Corp., or to (2) another Town designated facility within forty (40) miles of the Town of Lancaster, or to (3) a permitted DEC facility selected by the collector, with the cost to the Town for disposal not to exceed the cost charged by American Ref-Fuel Corp. Energy-From-Waste Facility.
- White good and scrap metal to (1) American Ref-Fuel Corp. Energy-From-Waste-Facility, or to (2) another Town designated facility within forty (40) miles of the Town of Lancaster, or to (3) a permitted DEC facility selected by the collector with the cost to the Town for disposal not to exceed the cost charged by American Ref-Fuel Corp. Energy-From-Waste Facility. In the event that the collector transports to a facility under (3), then the actual cost of disposal shall be filed by the Collector to the Town on a monthly basis.

- ° Source separated paper products and commingled recyclable materials (glass, tin cans, plastics, etc.) to a permitted DEC facility at a cost for disposal not to exceed the cost charged by American Ref-Fuel Corp Energy from Waste Facility for refuse and garbage. Both types of recycled materials shall be collected each week. The Town reserves the right at any time to designate a collection facility for disposal of all recyclable materials which shall be within 40 miles of the Town of Lancaster
- ° Disposal and recycling costs at all Town designated sites shall be paid directly by the Town. During the contract, the Town reserves the right to change the designated site(s) or facility (ies) for disposal or recycling. The contractor shall be given a minimum of thirty (30) days' notice of any such change.

Bids shall be submitted intact on the Bid Submittal Sheets provided (bids not intact and received in other than original form will not be read) and shall be enclosed in sealed envelopes plainly marked "Solid Waste Management Services" as well as "BID FORMS ENCLOSED" plainly marked on the front of the envelope, and addressed to:

Town Clerk  
Town of Lancaster  
Town Hall - 21 Central Avenue  
Lancaster, New York 14086

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF LANCASTER**

By: **JOHANNA M. COLEMAN**  
Town Clerk

June 16, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid  
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the  
Director of Administration and Finance, to wit:

Claim No. 2621 to Claim No. 2890 Inclusive

Total amount hereby authorized to be paid: \$298,669.69

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

**(SW)** = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

**(CSW)** = Conditional sidewalk waiver.

**(V/L)** = Village of Lancaster

**NEW PERMITS:**

10506	Garland Graphic Signs	99 Aurora St	Er. Sign-Wall	(V/L)
10640	Crist Construction	747 Erie St	Er. Res. Add.	
10641	Duro-Shed Inc	232 Peppermint Rd	Er. Shed	
10642	Duro-Shed Inc	65 Nichter Rd	Er. Shed	
10643	Mark Bundt's Enterprises	153 Nathan's Trl	Er. Shed	
10644	Powell, Donald	159 Fourth Ave	Er. Deck	(V/L)
10645	Oncida Sales & Service	42 Quail Run Ln	Er. Fence	
10646	Duro-Shed Inc	42 Quail Run Ln	Er. Shed	
10647	Cisneros, Yuri	8 Hill Valley Dr	Er. Deck	
10648	Perfect Fence Co	599 Lake Ave	Er. Fence	
10649	Duro-Shed Inc	185 Nathan's Trl	Er. Shed	
10650	Schifferle, Paul	7 Ryan St	Er. Deck	
10651	Ulrich Sign Co	4111 Walden Ave	Er. Sign-Wall	
10652	Duro-Shed Inc	12 Parkedge Dr	Er. Shed	
10653	Transit Wehrle Assoc.	6705 Transit Rd	Er. Sign-Wall	
10654	Galante, Dominic	45 Greenmeadow	Er. Dwlg.-Sin.	
10655	Parco Building Systems	31 Maple Ave	Dem. Garage	(V/L)
10656	Duro-Shed Inc	398 Seneca Pl	Er. Shed	
10657	Kinnin, David	127 Court St	Er. Shed	(V/L)
10658	Walt, Richard	79 Williamsburg Ln	Er. Shed	
10659	Duro-Shed Inc	16 Old Post Rd	Er. Shed	
10660	Lucas, Richard	19 Rue Madeleine Way	Er. Fence	
10661	Duro-Shed Inc	51 Woodgate Dr	Er. Shed	
10662	Kowalski, Ronald	180 Stony Rd	Er. Shed	
10663 SW	North Forest Dev. LLC	2805 Wehrle Dr	Er. Comm. Bldg.	
10664 SW	North Forest Dev. LLC	2805 Wehrle Dr	Er. Comm. Bldg.	
10665 SW	North Forest Dev. LLC	2805 Wehrle Dr	Er. Comm. Bldg.	
10666 SW	North Forest Dev. LLC	2805 Wehrle Dr	Er. Comm. Bldg.	
10667	Stechenfinger, James	151 Cowing St	Er. Shed	(V/L)
10668	Duro-Shed Inc	402 Central Ave	Er. Shed	
10669	Sun Enterprises Inc	28 Apple Blossom Blvd	Er. Shed	

10670	F&D Construction	529 Aurora St	Er. Res. Alt.	
10671	Essex Homes of WNY	13 Fox Trace	Er. Dwlg.-Sin.	
10672	Thornton, John	35 Giele Ave	Er. Fence	
10673	Duro-Shed Inc	14 Biscayne Dr	Er. Shed	
10674	Dombrowski, Anthony	22 Schilling Ct	Er. Res. Add.	
10675	Dymond Enterprises	747 Eric St	Er. Pool-Abv Gmd	
10676	Dunning, Edward Jr	17 Quail Run Ln	Er. Shed	
10677	Johnson & Sons	13 Cambridge Ct	Er. Deck Cover	
10678	Schupbach, Marc	177 Nathan's Trl	Er. Pool-Abv Gmd	
10679	Duro-Shed Inc	22 Briarwood Dr	Er. Shed	(V/L)
10680	Duro-Shed Inc	17 Spruceland Ter	Er. Shed	
10681	Garland Graphic Signs	5329 Broadway	Er. Sign	(V/L)
10682	Reid, Larry	749 Aurora St	Er. Fence	
10683	Kolb, Jason	51 Holland Ave	Er. Deck	(V/L)
10684	Atlantic Garages	87 Pleasant Ave	Dem. Garage	(V/L)
10685	Atlantic Garages	87 Pleasant Ave	Er. Garage	(V/L)
10686	A Lund Construction	67 Stutzman Rd	Er. Res. Alt.	
10687	Heritage Oak Foundation	31 Lancaster Ave	Er. Res. Alt.	(V/L)
10688	H-D Unlimited Inc	42 Trentwood Trl N	Er. Pool-Abv Gmd	
10689	Forbes Homes Inc	1 Old Mill Run	Er. Dwlg.-Sin.	
10690	Keller, Timothy	4572 Walden Ave	Er. Res. Add.	
10691	Backwoods Const.	5294 Broadway	Er. Comm. Alt.	(V/L)
10692	Enchanted Reef Pcl	4779 Transit Rd	Er. Sign-Temp	
10693	Balducci, John	222 Aurora St	Er. Sign	(V/L)
10694	Gaiser, John	113 Norris Ave	Er. Shed	(V/L)
10695	Premier Fence Co	8 Parkedge Dr	Er. Deck	
10696	Iroquois Fence Co	15 Michael's Walk	Er. Fence	
10697	Avalon Services	38 Michael's Walk	Er. Pool-Abv Gmd	
10698	Marrano/Marc Equity	14 Trentwood Trl	Er. Dwlg.-Sin.	
10699	Marrano/Marc Equity	48 Apple Blossom Blvd	Er. Dwlg.-Sin.	
10700	Marrano/Marc Equity	10 Apple Blossom Blvd	Er. Dwlg.-Sin.	
10701	Rozler, Lawrence	1 Impala Pky	Er. Fence	
10702	Machlowski, Ray	53 Sussex Ln	Er. Shed	
10703	Forestream Village Inc	232 Enchanted Frst N	Er. Dwlg.-Sin.	
10704	Rich Pools	9 Oakwood Ave	Er. Pool-Abv Gmd	(V/L)
10705	Arrow Sign Co	4893 Transit Rd	Er. Sign-Temp	
10706	Duro-Shed Inc	314 Enchanted Frst N	Er. Shed	
10707	Dymond Enterprises	3990 Walden Ave	Er. Pool-Abv Gmd	
10708	J Gun Enterprises Inc	114 Seneca Pl	Er. Pool-Abv Gmd	
10709	Irish Construction	56 Banner Ave	Er. Fence	(V/L)
10710	City Fence Inc	12 Northbrook Ct	Er. Fence	
10711	Duro-Shed Inc	16 Pinetree Dr	Er. Shed	
10712	Hauser, Robert	6 Pershing Ave	Er. Res. Alt.	(V/L)
10713	Irish Construction	33 Trentwood Trl N	Er. Fence	

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

June 16, 2003

File: Rbldg2

## COMMUNICATIONS & REPORTS:

336. Wayne C. Robinson to Supervisor -  
Request appointment to position of Assistant Bingo Inspector. DISPOSITION = Resolution 6/16/03
337. Town Clerk to Town Board -  
Transmittal of fourth settlement payment of the 2003 Town/County Tax collection. DISPOSITION = Received and Filed
338. Town Clerk to Supervisor -  
Transmittal of monthly report for May 2003. DISPOSITION = Received and Filed
339. Erie County Fire Advisory Board to Supervisor -  
Notice of appointment of Michael A. Schuler as Deputy Radio Coordinator (D-8). DISPOSITION = Received and Filed
340. Chris T. Brunea, Attorney at Law to Supervisor -  
Notice of resignation of Theodore C. Brunea as member of Assessment Review Board. DISPOSITION = Received and Filed
341. Supervisor, Town of West Seneca to Supervisor -  
Notice of meeting regarding City of Buffalo to be held June 10, 2003. DISPOSITION = Received and Filed
342. Greater Buffalo-Niagara Regional Transportation Council to Town Board -  
Notice of meeting to be held Wednesday, June 11, 2003 at 9:30 AM. DISPOSITION = Received and Filed
343. Association of Erie County Governments to Town Board -  
Notice of meeting to be held Thursday, June 26, 2003. DISPOSITION = Received and Filed
344. Erie-Niagara Regional Partnership to Town Board -  
Notice of meeting to be held Wednesday, June 11, 2003. DISPOSITION = Received and Filed
345. Town Clerk to Town Board -  
Transmittal of application of Ransom Auto Parts to operate a salvage yard. DISPOSITION = Resolution 6/16/03
346. Lancaster Area Chamber of Commerce to Town Board -  
Broadway and Central Avenue construction update. DISPOSITION = Received and Filed
347. Bryan Page, Janet Page to Town Clerk -  
Advisement of application of Page's Grille & Bar for renewal of liquor license. DISPOSITION = Police
348. Highway Superintendent to Town Board -  
Request resolution to award bid for Cold Planer to Monroe Tractor and Implements Co., Inc. DISPOSITION = Resolution 6/16/03
349. Safety Coordinator to Town Board -  
Minutes of Safety Steering Committee meeting held May 21, 2003. DISPOSITION = Received and Filed
350. Building Inspector to Town Clerk -  
Recommendation for approval of license to operate a salvage yard to Ransom Auto Parts. DISPOSITION = Resolution 6/16/03



351. General Crew Chief to Planning Board Chairman, Planning Board Members, Council Members Montour, Ruffino, and Stempniak -  
Recommendation from Town Forestry Department for modification of site plan of Columbia Subdivision (Revised Plan). DISPOSITION = Received and Filed
352. General Crew Chief to Planning Board Chairman, Planning Board Members, Council Members Montour, Ruffino, and Stempniak - Planning Committee  
Notice of approval from Town Forestry Department for site plan of Jurek's Fruit & Vegetable Stand, 6148 Broadway. DISPOSITION = Planning Committee
353. Town Engineer to Town Clerk -  
Recommendation to accept Map Cover for Windsor Ridge Phase 5.  
DISPOSITION = Resolution 6/16/03
354. Planning Board to Town Board -  
Recommend approval of revised sketch plan for Columbia Subdivision.  
DISPOSITION = Planning Committee
355. Planning Board to Town Board -  
Recommend approval of site plan for Valerie Jurek Fruit stand, 6148 Broadway with conditions. DISPOSITION = Resolution 6/16/03
356. Planning Board to Town Board -  
Recommend approval of revised preliminary plat review for Summerfield Farms Subdivision, Phase III with conditions. DISPOSITION = Planning Committee
357. Town Clerk to Various News Media -  
Notice to media of meeting of Municipal Review Committee, June 16, 2003 at 6:30 PM to consider Final Generic Environmental Impact Statement for the Comprehensive Master Plan. DISPOSITION = Received and Filed
358. Planning Board Chairman to Planning Board, Town Board, Town Engineer, Town Attorney, Building Inspector -  
Draft copy of Planning Board minutes of meeting held June 4, 2003.  
DISPOSITION = Received and Filed
359. Town Attorney to Municipal Review Committee -  
Notification of meeting to be held June 16, 2003 by the Municipal Review Committee for the purpose of consideration of adoption of FGEIS for the Comprehensive Master Plan. DISPOSITION = Received and Filed
360. Executive Director, Youth Bureau to Supervisor -  
Request appointment for seasonal employees. DISPOSITION = Resolution 6/16/03
361. General Crew Chief to Supervisor -  
Request resolution for change order regarding Keysa Park Pool renovation.  
DISPOSITION = Resolution 6/16/03
362. National Fuel to Town Board -  
Notice of maintenance of gas lines at Town Center. DISPOSITION = Town Engineer, General Crew Chief, Police Chief
363. NYS Dept. of Environmental Conservation to North East-Southtowns Solid Waste Management Board Chairman & Erie County Solid Waste Coordinator -  
Notice of approval of NEST Solid Waste Management Plan with conditions.  
DISPOSITION = Received and Filed

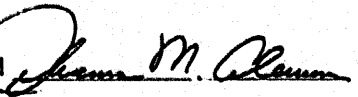
ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER MONTOUR, SECONDED BY COUNCIL  
MEMBER STEMPIAK FOR ADJOURNMENT OF THE MEETING, on roll call,  
which resulted as follows:**

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

The meeting was adjourned at 8:53 P.M.

Signed



Johanna M. Coleman, Town Clerk